

# SENATE COMMITTEE ON HUMAN SERVICES

March 08, 2005  
3:00 P.M.

Hearing Room D  
Tapes 30 - 31

Corrected 10/25/05

**MEMBERS PRESENT:**     **Sen. Bill Morrisette, Chair**  
                                  **Sen. Rick Metsger**  
                                  **Sen. Laurie Monnes Anderson**  
                                  **Sen. Charles Starr**

**MEMBER EXCUSED:**     **Sen. Jeff Kruse, Vice-Chair**

**STAFF PRESENT:**       **Rick Berkobien, Committee Administrator**  
                                  **Brittany Kenison, Committee Assistant**

**MEASURES/ISSUES HEARD:**  
                                  **SB 623 – Public Hearing and Work Session**  
                                  **SB 404 – Public Hearing and Work Session**

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These minutes are in compliance with Senate and House Rules. Only text enclosed in quotation marks reports a speaker's exact words. For complete contents, please refer to the tapes.

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<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
<b>TAPE 30, A</b>		
003	Chair Morrisette	Calls the meeting to order at 3:12 p.m. Opens a public hearing on SB 623.
<b><u>SB 623 - PUBLIC HEARING</u></b>		
020	Rick Berkobien	Committee Administrator. Explains the bill and introduces the -2 amendments ( <b>EXHIBIT A</b> ).
033	Chair Morrisette	Discusses previous similar bills and the -2 amendments.
050	Jim Gardener	PhRMA. Testifies in support of SB 623 with the -2 amendments.
060	Chair Morrisette	Closes public hearing and opens work session on SB 623.
<b><u>SB 623 – WORK SESSION</u></b>		
063	Sen. C. Starr	<b>MOTION: Moves to ADOPT SB 623-2 amendments dated 3/8/05.</b> <b>VOTE: 4-0-1</b> <b>EXCUSED: 1 - Sen. Kruse</b>
068	Chair Morrisette	<b>Hearing no objection, declares the motion CARRIED.</b>
	Sen. C. Starr	<b>MOTION: Moves SB 623A to the floor with a DO PASS AS AMENDED recommendation.</b> <b>VOTE: 4-0-1</b> <b>EXCUSED: 1 - Sen. Kruse</b>
070	Chair Morrisette	<b>Hearing no objection, declares the motion CARRIED.</b> <b>SEN. MORRISETTE will lead discussion on the floor.</b>
	Chair Morrisette	Closes work session on SB 623 and opens a public hearing on SB 404.
<b><u>SB 404 – PUBLIC HEARING</u></b>		
080	Rick Berkobien	Committee Administrator. Explains the bill and introduces the -1 amendments ( <b>EXHIBIT B</b> ).
095	Scott Ekblad	Deputy Director, Oregon Office of Rural Health. Submits and presents written testimony in support of SB 404 ( <b>EXHIBIT C</b> ).

130	Chair Morrisette	Asks if there is a fiscal impact for SB 404.
133	Ekblad	Responds that there is no fiscal impact.
134	Chair Morrisette	Asks to explain map in EXHIBIT C.
135	Ekblad	Explains.
145	Sen. Monnes Anderson	Asks why Bandon, Oregon is included in the loan repayment program.
150	Ekblad	Explains.
155	Chair Morrisette	Asks what the white areas on the map represent.
160	Ekblad	Explains.
170	Sen. Ben Westlund	Senate District 29. Submits and presents an article entitled "Medical Miscalculation Creates Doctor Shortage" ( <b>EXHIBIT D</b> ) and testifies in support of SB 404.
210	Tom Holt	Executive Director, Oregon State Pharmacy Association. Testifies in support of SB 404 and introduces the -2 amendments ( <b>EXHIBIT E</b> ).
250	Chair Morrisette	Asks Holt to walk through the effects of the -2 amendments.
255	Holt	Begins to discuss the -2 amendments.
270	Sen. Monnes Anderson	Asks if it is common to have six (6) pharmacies under common ownership.
275	Holt	Explains the data resources attributed to that figure.
290	Sen. Monnes Anderson	Clarifies that Safeway would not be eligible.
295	Holt	Answers question.
308	Holt	Continues discussing the -2 amendments.
345	Chair Morrisette	Asks Ekblad if he has any issues with the -2 amendments
350	Ekblad	Answers no.
355	Chair Morrisette	Stands the committee at ease to call Legislative Counsel.
360	Chair Morrisette	Reconvenes meeting. Asks Holly Robinson to explain why a section is being deleted in the -2 amendments.
370	Holly Robinson	Legislative Counsel Office. Explains the -2 amendments.
435	Chair Morrisette	Comments that he appreciates her explanation.
440	Robinson	Continues to clarify statutes in the -2 amendments.
<b>TAPE 31, A</b>		
003	Berkobien	Asks if there are any conflicts with the -1 amendments.
005	Robinson	Responds, no.
010	Chair Morrisette	Asks Ekblad if he is ok with the testimony from Robinson.
015	Ekblad	Responds the Office of Rural Health supports SB 404 and the -1 and -2 amendments.
020	Chair Morrisette	Comments that the -2 amendments were just released and comments on the lack of time for review.
022	Ekblad	States again that the Office of Rural Health supports SB 404 with amendments.
027	Berkobien	Asks to explain fiscal impact with the amendments.
034	Ekblad	Responds that there are no fiscal impacts.
035	Chair Morrisette	Closes the public hearing and opens a work session on SB 404
<b><u>SB 404 – WORK SESSION</u></b>		
038	Sen. C. Starr	<b>MOTION: Moves to ADOPT SB 404-1 amendments dated 2/22/05.</b>
		<b>VOTE: 4-0-1</b>
		<b>EXCUSED: 1 - Sen. Kruse</b>
	Chair Morrisette	<b>Hearing no objection, declares the motion CARRIED.</b>
042	Sen. C. Starr	<b>MOTION: Moves to ADOPT SB 404-2 amendments dated 2/28/05.</b>

046	Chair Morrisette Sen. C. Starr	<b>VOTE: 4-0-1</b> <b>EXCUSED: 1 - Sen. Kruse</b> <b>Hearing no objection, declares the motion CARRIED.</b> <b>MOTION: Moves SB 404A to the floor with a DO PASS AS AMENDED recommendation.</b>
055	Chair Morrisette Chair Morrisette	<b>VOTE: 4-0-1</b> <b>EXCUSED: 1 - Sen. Kruse</b> <b>Hearing no objection, declares the motion CARRIED.</b> <b>SEN. KRUSE will lead discussion on the floor.</b> Closes work session on SB 404 and adjourns meeting at 3:50 p.m.

### **EXHIBIT SUMMARY**

- A. SB 623, -2 amendments, staff, 1 p**
- B. SB 404, -1 amendments, staff, 1 p**
- C. SB 404, written testimony, Scott Ekblad, 4 pp**
- D. SB 404, article, Sen. Ben Westlund, 4 pp**
- E. SB 404, -2 amendments, Tom Holt, 3 pp**